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Attorney for Defendant
JONG EUN LEE

IN THE UNITED STATES DISTRICT COURT FOR THE
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,) No. 2:21-CR-0207 TLN
Plaintiff,)
v.) STIPULATION REGARDING
JONG EUN LEE,) EXCLUDABLE TIME PERIODS UNDER
Defendant.) SPEEDY TRIAL ACT; FINDINGS AND
) ORDER
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STIPULATION

Plaintiff United States of America, by and through its counsel of record Assistant United States Attorney AUDREY HEMESATH, and the Defendant, JONG EUN LEE, by and through her counsel of record TASHA PARIS CHALFANT, hereby stipulate and request that the Court make the following findings and Order as follows:

1. By previous order, this matter was set for status conference on April 28, 2022.
2. By this stipulation, the defendant now moves to continue the status conference until July 14, 2022, at 9:30 a.m., and to exclude time between April 28, 2022, and July 14, 2022, under Local Code T4. Plaintiff does not oppose this request.

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AND FOR EXCLUSION OF TIME

3. The parties agree and stipulate, and request that the Court find the following:

a. The government has produced approximately 24,000 plus pages of investigative reports in electronic form, and some audio files. Additional discovery is forthcoming in the near future.

b. Counsel for the defendant desires additional time to review the discovery, develop the case, conduct investigation, consult with her client, discuss potential resolution, and to explain the consequences and guidelines.

c. Counsel for the defendant believes that failure to grant the above-requested continuance would deny her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.

d. The government does not object to the continuance.

e. Based on the above-stated findings, the ends of justice served by continuing the case as requested outweigh the interest of the public and the defendant in a trial within the original date prescribed by the Speedy Trial Act.

f. For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161, et seq., within which trial must commence, the time period of April 28, 2022, to July 14, 2022, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4] because it results from a continuance granted by the Court at defendant's request on the basis of the Court's finding that the ends of justice served by taking such action outweigh the best interest of the public and the defendant in a speedy trial.

4. Nothing in this stipulation and order shall preclude a finding that other provisions of the Speedy Trial Act dictate that additional time periods are excludable from the

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1 period within which a trial must commence.

2 All counsel has reviewed this proposed order and authorized Tasha Chalfant to sign it on
3 their behalf.

4 IT IS SO STIPULATED.

5 Dated: April 22, 2022 by: /s/Tasha Chalfant for
6 AUDREY HEMESATH
7 Assistant U.S. Attorney
8 Attorney for Plaintiff

9 Dated: April 22, 2022 by: /s/Tasha Chalfant
10 TASHA CHALFANT
11 Attorney for Defendant
12 JONG EUN LEE

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ORDER

The Court, having received, read, and considered the stipulation of the parties, and good cause appearing therefrom, adopts the stipulation of the parties in its entirety as its order. Based on the stipulation of the parties and the recitation of facts contained therein, the Court finds that the failure to grant a continuance in this case would deny defense counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds that the ends of justice to be served by granting the requested continuance outweigh the best interests of the public and the defendant in a speedy trial.

The Court orders that the time from the date of the parties' stipulation, April 28, 2022, to and including July 14, 2022, status conference hearing date shall be excluded from computation of time within which the trial of this case must be commenced under the Speedy Trial Act, pursuant to 18 U.S.C §3161(h)(7)(A) and (B) (iv), and Local Code T4 (reasonable time for defense counsel to prepare). It is further ordered that the presently set April 28, 2022, status conference shall be continued to July 14, 2022, at 9:30 a.m.

IT IS SO FOUND AND ORDERED this 22nd day of April, 2022.

Troy L. Nunley